

PIVOTING IMPLEMENT HITCH EXTENSION
APPLN NO 10/606,019
INVENTOR: COLISTRO

REMARKS

The Examiner objected to the drawings as failing to comply with 37 CFR 1.84(p)(5) for including a reference character not mentioned in the description: figure 5, numeral "136". In response the Applicant has amended the specification to include the numeral "136". No amendments to the drawings have been made.

The Examiner stated that the incorporation of essential material in the specification by a reference to a publication is improper. The only portion of the specification that the Applicant can discern might be interpreted as an incorporation by reference to a publication is in paragraph [0007] of the published application where a hitch made by Bush Hog is described. The Applicant therefore has amended the specification to remove any reference to Bush Hog. If such amendment is not satisfactory the Applicant respectfully requests further clarification of the disclosure objected to.

The Examiner further rejected Claims 1 - 8 and 10 - 16 under 35 U.S.C. 103(a) as being unpatentable over Burrough in view of Gibson.

The Examiner indicated that Claims 9 and 17 would be allowable if re-written to include all limitations of the base claim and any intervening claims. The Applicant has amended the claims in accordance with the Examiner's position by including the limitation of Claim 9 in amended Claim 1, and by including the limitation of Claim 17 in amended Claim 10. All dependent claims now depend from one of Claims 1 and 10 as amended.

Applicant has made an earnest effort to be fully responsive to the Examiner's objections and believes that Claims 1 - 7 and 10 - 15 are in condition for allowance. Applicant is canceling Claims 8 - 9. The Applicant solicits the allowance of Claims 1 - 7 and 10 - 15.

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If, however, the Examiner should for any reason consider this application not to be in condition for allowance he is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Respectfully submitted,



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